

The device was dangerous since in the post partum period and in the acute stages of vaginal infections, treatment as directed would force infective material into or through the cervical canal, resulting in ascending infection with probable serious consequences to the health of the patient.

The device was alleged to be misbranded in the above respects when introduced into, while in, and while held for sale after shipment in, interstate commerce.

**DISPOSITION:** June 19 and September 24, 1951. Default decrees of condemnation. The court ordered that two of the devices be delivered to the Food and Drug Administration and that the remainder be destroyed.

#### NEW DRUG SHIPPED WITHOUT EFFECTIVE APPLICATION

3552. TB-1 tables. U. S. v. 4,682 Bottles, etc. (F. D. C. No. 30311. Sample No. 35716-K.)

**LIBEL FILED:** December 8, 1950, Northern District of California; amended libel filed May 31, 1951.

**ALLEGED SHIPMENT:** On or about April 24 and 26, and September 11, 1950, the American Cyanamid Co., Calco Chemical Div., Bound Brook, N. J., shipped to itself in Los Angeles, Calif., a quantity of TB-1 powder. On or about September 15 and 20, 1950, the powder was sold to a firm in San Francisco, Calif., which firm had it tableted and packed into bottles.

**PRODUCT:** 4,682 bottles of *TB-1 tablets* at San Francisco, Calif., together with a number of accompanying leaflets entitled "Reference Manual 601 TB1-PSL The New Antituberculous Drug."

**LABEL, IN PART:** (Bottle) "100 Tablets—1050 TBI-PSL \* \* \* 50 Mgm. Per Tablet."

**NATURE OF CHARGE:** Section 505 (a), the article was a new drug within the meaning of the law, and an application filed pursuant to the law was not effective with respect to the article.

**DISPOSITION:** August 28, 1951. The claimant having indicated that it did not desire to contest the matter, judgment of condemnation was entered and the court ordered that the product be destroyed.

#### DRUGS AND DEVICES ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS\*

3553. Action to enjoin and restrain violations of Section 301 (a) with respect to male and female hormones. U. S. v. Hudson Products Co. (Maywood Pharmacal Co.), and Allen H. Parkinson. Tried to the court. Judgment denying application for permanent injunction reversed upon appeal. (Inj. No. 218.)

**COMPLAINT FILED:** September 29, 1949, Southern District of California, against the Hudson Products Co., a corporation, Long Beach, Calif., also trading under the name of the Maywood Pharmacal Co., at Hollywood, Calif., and against Allen H. Parkinson, president of the Hudson Products Co.

**ALLEGED VIOLATION:** The complaint alleged that the defendants were distributors of certain *male and female hormones*; that the *male hormones* consisted of *methytestosterone tablets* (10 milligrams), *methytestosterone linguets*

\*See also No. 3550.